



Atty. Dkt. No. 023829-0129

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Stark et al.

Title: PROTEIN SUPPLEMENTED
FROZEN DESSERT
COMPOSITIONS

Appl. No.: 09/883,849

Filing Date: 06/18/2001

Examiner: Anthony J. Weier

Art Unit: 1761

CERTIFICATE OF EXPRESS MAILING
I hereby certify that this correspondence is being deposited
with the United States Postal Service's "Express Mail For
Office To Addressee" service under 37 C.F.R. § 1.10 on
the date indicated below and is addressed to:
Commissioner for Patents, PO Box 1450, Alexandria,
Virginia 22313-1450

EV 227049507 US August 21, 2003
(Express Mail Label Number) (Date of Deposit)

Deborah Kocorowski
(Printed Name)

(Signature)

AMENDMENT TRANSMITTAL

Mail Stop NON-FEE AMENDMENT
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Transmitted herewith is an amendment in the above-identified application.

- ☐ Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a Small Entity statement previously submitted.
- ☐ Small Entity statement is enclosed.
- ☒ The fee required for additional claims is calculated below:

| | Claims as Amended | | Previously Paid For | | Extra Claims Present | | Rate | | Additional Claims Fee |
|--|-------------------------|---|------------------------|---|----------------------------|---|----------|---|--------------------------|
| Total Claims: | 25 | — | 29 | = | 0 | x | \$18.00 | = | \$0.00 |
| Independents: | 9 | — | 10 | = | 0 | x | \$84.00 | = | \$0.00 |
| First presentation of any Multiple Dependent Claims: | | | | | | + | \$280.00 | = | \$0.00 |
| CLAIMS FEE TOTAL: | | | | | | | | | \$0.00 |

- ☐ Applicant hereby petitions for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:

| | | | |
|-------------------------------------|---|------------|----------|
| <input type="checkbox"/> | Extension for response filed within the first month: | \$110.00 | \$0.00 |
| <input type="checkbox"/> | Extension for response filed within the second month: | \$410.00 | \$0.00 |
| <input type="checkbox"/> | Extension for response filed within the third month: | \$930.00 | \$0.00 |
| <input type="checkbox"/> | Extension for response filed within the fourth month: | \$1,450.00 | \$0.00 |
| <input type="checkbox"/> | Extension for response filed within the fifth month: | \$1,970.00 | \$0.00 |
| | EXTENSION FEE TOTAL: | | \$0.00 |
| <input checked="" type="checkbox"/> | Statutory Disclaimer Fee under 37 C.F.R. 1.20(d): | \$110.00 | \$110.00 |
| | CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL: | | \$110.00 |
| <input type="checkbox"/> | Small Entity Fees Apply (subtract ½ of above): | | \$0.00 |
| | TOTAL FEE: | | \$110.00 |

- ☐ Please charge Deposit Account No. 06-1447 in the amount of \$110.00. A duplicate copy of this transmittal is enclosed.
- ☒ A check in the amount of \$110.00 is enclosed.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 06-1447.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date Aug. 21, 2003

FOLEY & LARDNER
Customer Number: 26371



26371

PATENT TRADEMARK OFFICE

Telephone: (414) 297-5765
Facsimile: (414) 297-4900

By 
M. Reed Staheli
Attorney for Applicant
Registration No. 47,959



Atty. Dkt. No. 023829-0129

RECEIVED
AUG 26 2003
TC 1700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Stark et al.

Title: PROTEIN SUPPLEMENTED
FROZEN DESSERT
COMPOSITIONS

Appl. No.: 09/883,849

Filing Date: 06/18/2001

Examiner: Anthony J. Weier

Art Unit: 1761

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.110 on the date indicated below and is addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450

EV 227049507 US August 21, 2003
(Express Mail Label Number) (Date of Deposit)

Deborah Kocorowski

(Printed Name)

(Signature)

AMENDMENT AND REPLY UNDER 37 CFR 1.111

Mail Stop NON-FEE AMENDMENT
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

This communication is responsive to the Non-Final Office Action dated June 18, 2003, concerning the above-referenced patent application.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this document.

Remarks/Arguments begin on page 7 of this document.

Please amend the application as follows: